

UNITED STATES DISTRICT COURT
for the
Northern District of California

United States of America

v.

Gabriel Penuelas-Garcia

Case No: 5:22-cr-00266-BLF-1

USM No: 24163-408

Date of Original Judgment: 1/25/2023

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Gabriel Penuelas-Garica (Pro Se)

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ **DENIED.** ☐ **GRANTED** and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of _____ months **is reduced to** _____ .
(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 1/25/2023 shall remain in effect.

IT IS SO ORDERED.

Order Date: 9/4/2024


Judge's signature

Effective Date: 9/20/2024

(if different from order date)

Beth Labson Freeman, United States District Judge

Printed name and title